

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Juanel Anthony Mikulak,

Civil No. 19-cv-00768 (MJD/TNL)

Plaintiff,

v.

**ORDER**

Samantha Mae Seyl Richardson, et al.,

Defendants.

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This matter is before the Court on the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated May 29, 2019 [Doc. No. 15] recommending that the matter be dismissed with prejudice, pursuant to 28 U.S.C. § 1915(e)(2)(B)(i), because Plaintiff's claims are frivolous. Plaintiff has objected to the Report and Recommendation.

Pursuant to statute, the Court has conducted a de novo review of the record. 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the Court will ADOPT the Report and Recommendation in its entirety.

**IT IS HEREBY ORDERED** that:

1. This matter is **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B) as follows:
  - a. All claims brought pursuant to federal or international law are  
**DISMISSED WITH PREJUDICE AS FRIVOLOUS.**
  - b. All claims brought pursuant to state law are dismissed without prejudice.
2. The application to proceed *in forma pauperis* of plaintiff Juanel Anthony Mikulak [Doc. No. 2] is **DENIED**.
3. Mikulak is directed to pay the unpaid balance (\$350.00) of the statutory filing fee for this action in the manner prescribed by 28 U.S.C. § 1915(b)(2), and the Clerk of Court directed to provide notice of this requirement to the authorities at the institution where Mikulak is confined.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: June 27, 2019

s/ Michael J. Davis

Michael J. Davis

United States District Court